

73690



RECEIVED

AUG 29 2001

TECH CENTER 1600/2900

PATENT

20/ Reg for
Recons

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re U.S. Patent Application

Applicant: Edwin H. Christensen

Serial No.: 09/160,618

Filed: September 24, 1998

For: **SEMI-MOIST ORAL DELIVERY
SYSTEM**

Examiner: T. Ware

) Art Unit: 1615

)

) I hereby certify that this correspondence is
) being deposited with the United Postal
) Service as first class mail in an envelope
) addressed to: Assistant Commissioner of
) Patents, Washington, DC 20231, on August
) 22, 2001

)

) Gerald T. Shekleton 8/22/01
) Gerald T. Shekleton Reg. No. 27,466 Date

)

)

Be
8-29-01

RESPONSE AFTER FINAL

Box NON-FEE AMENDMENT
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

The Office Action of July 5, 2001 has been carefully reviewed and the following amendments and remarks are made in response thereto.

REMARKS

In the above identified Office Action the Examiner has rejected claims 1-5, 9-11 and 26 under 35 U.S.C. §102(b) as being anticipated by Yang et al. The Examiner has stated that Yang discloses a confectionery delivery system comprising an extruded matrix having a range of sweetener that is a mixture of sorbitol, starch and sugar that encompasses the ranges and amounts of the instant claims along with about 1%-30% water. The applicant disagrees with this interpretation of the Yang patent noting first, that it does not teach an amount of starch